

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, ex rel.
GREGOR LESNIK; STJEPAN PAPES,

Plaintiffs,

vs.

EISENMANN SE, et al.

Defendants.

Case No.: 5:16-cv-01120-BLF

DEFAULT JUDGMENT

Plaintiff Stjepan Pape's motion for default judgment on Count 9 under the TVPA having been granted on September 19, 2021 in the amount of \$611,000.00, against Defendants ISM Vuzem d.o.o., ISM Vuzem USA, Inc., Robert Vuzem, and Ivan Vuzem, jointly and severally, ECF No. 586; and

Plaintiff Stjepan Pape's motion for reasonable fees on Count 9 under the TVPA having been granted on July 11, 2023 in by amount of \$254,550.00 against Defendants ISM Vuzem d.o.o., ISM Vuzem USA, Inc., Robert Vuzem, and Ivan Vuzem, jointly and severally, ECF No. 619; and

Plaintiffs having filed on December 17, 2018 dismissals of the TAC against multiple defendants, ECF No. 304 to 322; and

Plaintiffs, Eisenmann Corporation, Tesla Inc., and Specially Appearing Defendants

1 Eisenmann SE, Eisenmann Anlagenbau Verwaltung GmbH, and Eisenmann Anlagenbau
2 GmbH & Co. KG having reached a settlement of their claims and counterclaims, with an
3 order issued thereon, ECF No. 484; and

4 The Court having issued the following prior Orders:

5 On September 17, 2021, the Court denied the Motion for Default Judgment
6 on the False Claims Act Cause of Action. ECF No.585;

7 On September 19, 2021, the Court granted in part and denied in part the
8 Motion for Default Judgment on the Coerced Labor Cause of Action. ECF No.586.

9 This includes that the Court denied default judgment for Plaintiff Lesnik with
10 respect to Claim 9, brought under the TVPRA. ECF No. 586;

11 On September 20, 2021, the Court denied without prejudice the Motion for
12 Default Judgment on the FLSA Wages Causes of Action. ECF No. 587;

13 On January 19, 2022, the Court vacated the hearing on the motion for
14 default judgment on the FLSA wages claims and struck the renewed motion. ECF
15 No.603; and

16 On May 30, 2023, the Court denied with prejudice Papes' motion for default
17 judgment on Claims 2 and 3. ECF 617,

18 It is HEREBY ORDERED AND ADJUDGED that judgment be entered for Plaintiff
19 Stjepan Papes and against Defendants ISM Vuzem d.o.o., Ivan Vuzem, Robert Vuzem,
20 and ISM Vuzem USA, Inc., jointly and severally, in the following amounts, which include
21 compensatory damages, exemplary damages and penalties: \$611,000.00 for Plaintiff
22 Stjepan Papes.
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24 In addition, it is HEREBY ORDERED AND ADJUDGED that Plaintiff Stjepan Papes
25 shall recover attorneys' fees from Defendants ISM Vuzem d.o.o., Ivan Vuzem, Robert
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1 Vuzem, and ISM Vuzem USA, Inc., jointly and severally, in the total amount of
2 \$254,550.00.

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6 Dated: _____, 2023

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8 BETH LABSON FREEMAN
9 United States District Judge
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